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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,
Plaintiff,
v.
RICHARD WHITTAKER,
Defendant.

Case No. 2:16-mj-455-GWF

**STIPULATION TO CONTINUE
PRELIMINARY HEARING**
(First Request)

IT IS HEREBY STIPULATED AND AGREED, by and between Daniel G. Bogden, United States Attorney, and Elhan Roohani, Assistant United States Attorney, counsel for the United States of America, and Rene L. Valladares, Federal Public Defender, and Brian Pugh, Assistant Federal Public Defender, counsel for Richard Whittaker, that the Preliminary Hearing currently scheduled on July 12, 2016 at 4:00 p.m., be vacated and continued to for fourteen (14) days, to a date and time convenient to the Court.

This Stipulation is entered into for the following reasons:

1. The parties have initiated discussions regarding resolving the case pre-indictment.
2. Parties agree to the continuance.

1 3. Defendant is incarcerated and does not object to a continuance.

2 4. Additionally, denial of this request for continuance could result in a miscarriage
3 of justice.

4 5. The additional time requested herein is not sought for purposes of delay, but to
5 allow for a potential pre-indictment resolution of the case.

6 6. The additional time requested by this stipulation, is allowed, with the
7 defendant's consent under the Federal Rules of Procedure 5.1(d).

8 7. This is the first request for continuance filed herein.

9 DATED this 7th day of July, 2016.

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11 RENE L. VALLADARES
12 Federal Public Defender

DANIEL G. BOGDEN
United States Attorney

13 */s/ Brian Pugh*
14 By _____
15 BRIAN PUGH
16 Assistant Federal Public Defender

17 */s/ Elham Roohani*
18 By _____
19 ELHAM ROOHANI
20 Assistant United States Attorney

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,
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RICHARD WHITTAKER,
Defendant.

Case No. 2:16-mj-455-GWF

ORDER

RICHARD WHITTAKER,
Defendant.

Based on the Stipulation of counsel and good cause appearing,

IT IS THEREFORE ORDERED that the Preliminary Hearing currently scheduled on July 12, 2016 at the hour of 4:00 p.m., be vacated and continued to July 26, 2016 t the hour of 4:00 p.m.

DATED this 11th of July, 2016.

George Foley Jr.
UNITED STATES MAGISTRATE JUDGE